

FEDERAL BUREAU OF INVESTIGATION
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UNITED STATES GOVERNMENT

Memorandum

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

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Adm. Servs. _____
Crim. Inv. _____
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Director's Sec'y _____

TO : Director

DATE: 2/21/80

FROM : Legal Couns [redacted]

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SUBJECT: S. 2284: NATIONAL INTELLIGENCE ACT OF 1980

PURPOSE: To keep you apprised of developments regarding captioned matter.

DETAILS: Reference Legal Counsel memoranda captioned as above dated 2/14/80, and 2/20/80.

As you are aware, [redacted]

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As things now stand, you and other agency heads will be expected to testify in a panel setting on the afternoon of 2/28/80.

On 2/19/80, a joint legislative and charter working group meeting was held at the Old Executive Office Building. Among the items discussed was [redacted]

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Enclosures (2)

1 - [redacted] (Enc. 2)
1 - Mr. Boynton
1 - [redacted]
1 - [redacted]
1 - Mr. Cregar

1 - [redacted] (Enc. 2)
1 - [redacted] (Enc. 2)
2 - [redacted] (Enc. 2)
1 - [redacted] (Enc. 2)

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UNITED STATES GOVERNMENT

Memorandum

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

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TO : The Director

DATE: 2/22/80

FROM : Legal Counsel [redacted]

SUBJECT: S. 2284 - NATIONAL INTELLIGENCE
ACT OF 1980

PURPOSE: To update you on developments regarding captioned matter.

DETAILS: Reference Legal Counsel memoranda captioned above dated 2/14/80, 2/20/80 and 2/21/80. [redacted]

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You should, however, be aware that [redacted]

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Enclosure

- 1 - [redacted] Enclosure
- 1 - Mr. Boynton
- 1 - [redacted] Enclosure
- 1 - Mr. Cregar - Enclosure

- 1 - [redacted] Enclosure
- 1 - [redacted]
- 2 - [redacted]
- 1 - [redacted] Enclos

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Memorandum from Legal Counsel to The Director
RE: S. 2284: NATIONAL INTELLIGENCE ACT OF 1980

suprising inasmuch as Chairman Boland had expressed the position that HPSCI would not consider charter legislation until such was passed by the Senate. We are attempting to determine further information independently on this development.

For your additional information, a draft (Intelligence Div.) of your opening statement should be completed by COB 2/20/80. Upon completion, it will be presented to you for review. Thereafter, we will arrange to have it forwarded to the Department and the charter working groups for their parusal. The working groups have requested this statement reach them no later than Noon, Friday, 2/22/80. Of course, you may wish to alter this statement at some later point particularly with regard to FOIA depending upon [redacted] and whether the Attorney General reaches a decision on that issue prior to your testimony.

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We have arranged to brief you regarding the charter on Tuesday, 2/26/80, comencing at 2:30 p.m. The Intelligence Division is putting together a briefing book for you which you will receive by Monday, 2/25/80. Further briefing materials have already been made available to [redacted] which he will make available to you before this weekend.

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RECOMMENDATION:

[redacted] None, for information.

APPROVED:

Director *W.H.H.*

Exec. AD-Inv. _____

Exec. AD-Adm. _____

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Memorandum from Legal Counsel to The Director
RE: S. 2284: NATIONAL INTELLIGENCE ACT OF 1980

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DEPARTMENT OF JUSTICE

MEMBER

SENATOR

In addition to the aforementioned, the joint group also discussed the composition of the SSCI Members and their attitude towards the charter. It was generally agreed that three Members, namely, Senators Birch Bayh (IN), Walter D. Huddleston (KY), and Joseph R. Biden (DE), will fully support passage of an entire charter bill. Three other Members, Senators Daniel K. Inouye (HI), Edwin (Jake) Garn (UT), and David F. Durenberger (MN), prefer a full charter but would be willing to extract pertinent provisions for piecemeal consideration. Seven other Senators are currently hostile to the charter and are interested only in considering the three principal issues facing the SSCI, namely the Hughes-Ryan Amendment, FOIA, and "Intelligence Identities Protection." These individuals are Senators Daniel P. Moynihan (NY), Henry M. Jackson (WA), Barry Goldwater (AZ), John H. Chafee (RI), Richard G. Lugar (IN), Malcolm Wallop (WY) and Adlai Stevenson (IL). It would appear, therefore, that the Administration's strategy to seek passage of an entire charter may run into strong opposition. Indeed, it is our belief that the strategy to seek passage of an entire charter is vulnerable. We will discuss this matter with you at greater length at future briefings.

It was also learned that the House Permanent Select Committee on Intelligence (HPSCI) is planning to introduce identical charter legislation sometime next week. This revelation was somewhat.

SENATOR DANIEL PATRICK MOYNIHAN

N.Y.

D.C.

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SENATOR ADLAI E. STEVENSON

IL. D.C.